

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION

CONSUMER FINANCIAL PROTECTION  
BUREAU,

Plaintiff,

v.

RICHARD F. MOSELEY, SR., et al.,

Defendants.

Case No. 4:14-cv-00789-SRB

**PLAINTIFF'S UNOPPOSED MOTION FOR EXTENSION OF TIME FOR  
SETTLEMENT DISCUSSIONS AND SUGGESTIONS IN SUPPORT**

Plaintiff Bureau of Consumer Financial Protection ("Bureau"), with the agreement and support of Defendants Richard F. Moseley, Sr. ("Moseley Sr."), Richard F. Moseley, Jr. ("Moseley Jr."), and the Corporate Defendants,<sup>1</sup> respectfully requests that the Court extend the time by which the Bureau and Defendants must reach a settlement by 28 days to August 17, 2018, and reset all other deadlines accordingly.

There is a good cause for such an extension. In support thereof, the Bureau states:

1. On July 9, 2018, the Court held a telephonic status conference with all parties. *See* ECF No. 206. During the conference, all parties represented to the Court that the parties were close to reaching an agreement to resolve this matter through

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<sup>1</sup> The Corporate Defendants are SSM Group, LLC; CMG Group, LLC; DJR Group, LLC; BCD Group, LLC; Hydra Financial Limited Fund I; Hydra Financial Limited Fund II; Hydra Financial Limited Fund III; Hydra Financial Limited Fund IV; PCMO Services, LLC; PCKS Services, LLC; Piggycash Online Holdings, LLC; CLS Services, Inc.; FSR Services, Inc.; SJ Partners, LLC; River Elk Services, LLC; OSL Marketing, Inc. a/k/a OSL Group, Inc.; Rocky Oak Services, LLC; RM Partners, LLC; PDC Ventures, LLC; and Corvus Company, LLC.

settlement. The Court ordered the parties, should they not reach a settlement in this matter by July 20, 2018, to meet and confer regarding a proposed scheduling order during the week of July 23, 2018. The Court also scheduled a telephonic scheduling conference for July 27, 2018. *See* ECF No. 207.

2. After the telephonic status conference with the Court, Defendant Moseley Sr. communicated to Bureau counsel that, prior to finalizing any settlement agreement, he wanted the attorney appointed to represent him in his criminal appeal to review the agreement.<sup>2</sup> However, this attorney had not yet been appointed. The Bureau and Moseley Sr. agreed that, if appellate counsel were not able to review the agreement prior to the July 20, 2018 deadline, the Bureau would seek an extension of that deadline. *See* Exhibit A (7/9/18 Email from Moseley, Sr.).

3. On July 17, 2018, appellate counsel for Moseley Sr. was appointed. In a July 18, 2018 email to the Bureau, Moseley, Sr. advised the Bureau that his newly-appointed appellate counsel needed “at least 30 days” before she could offer her legal opinion. *See* Exhibit B (7/18/18 Email from Moseley, Sr.)

4. The parties remain committed to resolving this matter through settlement. The Bureau has provided Moseley Sr. with a near-final draft agreement for his appellate counsel to review.

5. A brief continuance would not prejudice any party and would provide Moseley, Sr. time to meet with his appellate counsel and have her review the final draft agreement.

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<sup>2</sup> On November 15, 2017, Moseley, Sr. was found guilty following a criminal jury trial in New York concerning the operation of Defendants’ online payday lending scheme at issue in this matter. *See United States v. Moseley*, 16-cr-79 (S.D.N.Y.). Moseley, Sr. is appealing that verdict.

For these reasons, the Bureau respectfully requests that the Court extend the deadline for resolving this matter by settlement by 28 days to August 17, 2018 and reset all other deadlines accordingly.

Dated: July 20, 2018

Respectfully submitted,

BUREAU OF CONSUMER FINANCIAL PROTECTION

KRISTEN A. DONOGHUE  
Enforcement Director

JOHN C. WELLS  
Deputy Enforcement Director for Litigation

JAMES T. SUGARMAN  
Assistant Litigation Deputy

s/MICHAEL FAVRETTO

MICHAEL FAVRETTO

Phone: (202) 435-7785

Email: michael.favretto@cfpb.gov

EMILY MINTZ

Phone: (202) 435-9424

Email: emily.mintz@cfpb.gov

1700 G Street NW

Washington, DC 20552

Facsimile: (202) 435-7722

Attorneys for Plaintiff

Bureau of Consumer Financial Protection

## **CERTIFICATE OF SERVICE**

I hereby certify that on July 20, 2018, a copy for the foregoing document was filed with the Court's ECF system, which sent notification of such filing to all counsel of record. In addition, a copy of the foregoing document was sent via first-class mail and email to Richard F. Moseley, Sr., Richard F. Moseley, Jr., and Christopher J. Randazzo.

s/MICHAEL FAVRETTO  
MICHAEL FAVRETTO  
Phone: (202) 435-7785  
Email: michael.favretto@cfpb.gov  
1700 G Street NW  
Washington, DC 20552  
Facsimile: (202) 435-7722  
Attorney for Plaintiff  
Bureau of Consumer Financial Protection